



Attorney's Docket No.: 13764-007001

MP #3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Choi et al. Art Unit :
Serial No. : 09/888,114 Examiner :
Filed : June 22, 2001
Title : COMPOSITIONS AND METHODS FOR INCREASING THE ORAL
ABSORPTION OF ANTIMICROBIALS

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 U.S.C. §1.53(b) mailed August 15, 2001 (copy enclosed), applicant claims small entity status (see 37 CFR 1.27) and submits herewith the following:

- ☒ Payment of the additional/multiple dependent claims fees of \$288;
- ☒ Payment of the surcharge of \$65 for late filing of the basic filing fee and/or declaration;
- ☒ A check in the total amount of \$353 is attached;
- ☒ A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

3/14/02

Signature

Terri L. Knox

Typed or Printed Name of Person Signing Certificate

Terri L. Knox

Applicant : Choi et al.
Serial No. : 09/888,114
Filed : June 22, 2001
Page : 2

Attorney's Docket No.: 13764-007001

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 3/14/02



Laurie Butler Lawrence
Reg. No. 46,593

Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

20402597.doc

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/888,114	06/22/2001	Seung-Ho Choi	CUB-31

CONFIRMATION NO. 9054

FORMALITIES LETTER



Kerry A. Flynn
Cubist Pharmaceuticals
24 Emily Street
Cambridge, MA 02139

Date Mailed: 08/15/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$288.
 - \$288 for 53 total claims over 20.
- The oath or declaration is missing.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 353.

A copy of this notice MUST be returned with the reply.

MP

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/27/2002 BABRAHA1 00000107 09888114

01 FC:205 65.00 OP
02 FC:203 288.00 OP